

Filed for intro on 02/01/95
House Bill _____
By _____

Senate Bill No.SB0251
By Rochelle

AN ACT to amend Tennessee Code Annotated, Sections 6-1-201, 203, and 205, 6-2-201, 6-4-302, 6-18-103 and 106, 6-19-101, 6-20-215, 6-21-108 and 502, 6-22-124, and 6-30-106, relative to municipal government.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 6-1-201, is amended in subdivision (a)(1) by deleting the language “seven hundred fifty (750)” and substituting “one thousand five hundred (1,500)”.

SECTION 2. Tennessee Code Annotated, Section 6-1-203, is amended by deleting the second sentence and replacing it with:

The petition shall include a plan of services setting forth the identification and projected timing of municipal services proposed to be provided and the revenue from purely local sources to be payable annually.

SECTION 3. Tennessee Code Annotated, Section 6-1-205, is amended in subsection (a) by adding the following sentence at the end of the subsection:

Except for the provisions of this charter that are adopted by reference in other municipal charters, the provisions of this charter apply only to those municipalities that have adopted this charter by referendum as authorized by law.

SECTION 4. Tennessee Code Annotated, Section 6-2-201, is amended by deleting item (28)(B).

SECTION 5. Tennessee Code Annotated, Section 6-4-302, is amended in subsection (c) by deleting the second sentence of the subdivision and replacing it with:

No such imprisonment shall exceed the period of time established in Section 40-24-104, for any one (1) offense.

SECTION 6. Tennessee Code Annotated, Section 6-18-103, is amended by deleting subsections (c) and (d).

SECTION 7. Tennessee Code Annotated, Section 6-18-106, is amended by adding the following at the end of the section:

Except for the provisions of Chapters 18-22 of this title that are adopted by reference in other municipal charters, the provisions of Chapters 18-22 of this title apply only to those cities that have adopted Chapters 18-22 of this title by referendum as authorized by law.

SECTION 8. Tennessee Code Annotated, Section 6-19-101, is amended by deleting everything before the colon (:) and replacing it with:

Every city incorporated under Chapters 18-22 of this title may

SECTION 9. Tennessee Code Annotated, Section 6-19-101, is further amended in Item 29 by deleting the second sentence of the item.

SECTION 10. Tennessee Code Annotated, Section 6-20-215, is amended in subsection (a) by deleting the language “three (3)” and replacing it with “two (2)” and by deleting the word “third” and replacing it with “second”, both in the first sentence of the subsection, and is further amended in the second sentence of subsection (a) by deleting the language “all three” and replacing it with “both”.

SECTION 11. Tennessee Code Annotated, Section 6-21-108, is amended by deleting item (2) and replacing it with the following:

(2) Except as otherwise provided in this charter, appoint, promote, demote, suspend, transfer, remove, and otherwise discipline all department heads and subordinate employees at any time, subject only to any personnel rules and regulations adopted by ordinance or resolution by the commission. Any hearings on, or appeals from, the city manager's personnel decisions provided for in the personnel rules and regulations shall be exclusively before the city manager or a hearing officer designated by the city manager.

SECTION 12. Tennessee Code Annotated, Section 6-21-502, is amended in subsection (a), item (4), by deleting the language "and no fine shall exceed fifty dollars (\$50.00),".

SECTION 13. Tennessee Code Annotated, Section 6-22-124, is amended in subsection (c) by deleting the first sentence of the subsection and replacing it with:

Amendments may be made to the original appropriations ordinance at any time during a current fiscal year.

SECTION 14. Tennessee Code Annotated, Section 6-30-106, is amended by adding the following as subsection (c):

Except for the provisions of Chapters 30-36 of this title that are adopted by reference in other municipal charters, the provisions of Chapters 30-36 of this title apply only to those cities that have adopted Chapters 30-36 of this title by referendum as authorized by law.

SECTION 15. This act shall take effect upon becoming a law, the public welfare requiring it. The change effected by Section 1 shall not apply to any locality for which a petition for incorporation was filed before the effective date of this act for the purpose of allowing the incorporation election to go forward.